

ALLEGED VIOLATIONS: Between 3-16-59 and 5-8-62, while quantities of rice, grits, and salt were being held for sale after shipment in interstate commerce, the defendant caused the articles to be held in a building that was accessible to rodents and insects and to be exposed to contamination by rodents and insects, which acts resulted in the articles being adulterated.

CHARGE: 402(a)(3)—contained rodent urine, hairs, and excreta, and insects and insect webbing and excreta.

PLEA: Guilty.

DISPOSITION: 4-8-63. Sentence of 6 months' imprisonment and \$500 fine was suspended on payment of \$400 fine.

28833. Puffed wheat and puffed rice. (F.D.C. No. 47114. S. Nos. 34-000 R, 80-730 R, 81-231 R, 83-917 R, 84-141 R, 96-610 R.)

INFORMATION FILED: 6-11-62, M. Dist. Pa., against Quaker Oats Co., a corporation, Shiremanstown, Pa.

SHIPPED: Between 6-7-61 and 6-28-61, from Pennsylvania to Massachusetts, Rhode Island, New York, and New Jersey.

LABEL IN PART: (Ctns.) "QUAKER PUFFED WHEAT Weight 6 oz. net Manufactured by The Quaker Oats Company Address: Chicago, U.S.A."; "QUAKER PUFFED RICE Weight 6¾ oz. net Manufactured by The Quaker Oats Company Address: Chicago, U.S.A."

RESULTS OF INVESTIGATION: Examination showed that the articles were short weight.

CHARGE: 403(e)(2)—the articles failed to bear labels containing an accurate statement of the quantity of contents.

PLEA: Nolo contendere.

DISPOSITION: 1-11-63. \$6,000 fine.

CHOCOLATE PRODUCT AND CONFECTIONERY

CHOCOLATE PRODUCT

28834. Cocoa beans. (F.D.C. No. 48374. S. Nos. 40-286/91 V.)

QUANTITY: 32,000 141-lb. bags at Staten Island, N.Y.

SHIPPED: 7-20-61, from Nigeria.

LIBELED: 11-19-62, E. Dist. N.Y.

CHARGE: 402(a)(3)—contained insects, insect larvae, and moldy beans, while held for sale.

DISPOSITION: 1-2-63. Consent—claimed by A. C. Israel Commodity Co., Inc. Reconditioned; 70 141-lb. bags destroyed.

CONFECTIONERY

28835. Candy. (F.D.C. No. 48590. S. No. 41-150 V.)

QUANTITY: 51 ctns., containing 24 pkgs. each, at Bronx, N.Y.

SHIPPED: Prior to 12-17-62, from St. Louis, Mo., and Duluth and Minneapolis, Minn. These were return shipments.

LIBELED: 1-15-63, S. Dist. N.Y.

CHARGE: 402(a)(3)—contained moldy candy when shipped.

DISPOSITION: 2-18-63. Default—destruction.